

**ASSEMBLY BILL**

**No. 600**

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**Introduced by Assembly Member Alejo**

February 24, 2015

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An act to amend Section 33034 of the Education Code, relating to the State Board of Education.

LEGISLATIVE COUNSEL'S DIGEST

AB 600, as introduced, Alejo. State Board of Education: powers and duties

Existing law establishes the State Board of Education to adopt policies, and to establish rules and regulations, not inconsistent with the laws of the state, to govern the public elementary and secondary schools of the state. Existing law requires the board to issue a subpoena to compel the attendance of a witness before the board, or a board member, in the same manner as a court in this state. Existing law requires the president of the board to cause the attendance of a witness to testify before the board, or a board member, where the testimony of the witness is material to a matter pending before the board. The board is authorized to make a reasonable allowance for this purpose, not exceeding the fee of a witness in a civil case, except under specified circumstances. The allowance is required to be paid out of the appropriation for the expense of the board.

This bill would make nonsubstantive changes to these provisions.

Vote: majority. Appropriation: no. Fiscal committee: no.  
State-mandated local program: no.

*The people of the State of California do enact as follows:*

1     SECTION 1. Section 33034 of the Education Code is amended  
2 to read:  
3     33034. The board shall issue ~~subpoenas~~ *a subpoena* to compel  
4 the attendance of ~~witnesses~~ *a witness* before the board, or ~~any a~~  
5 member ~~thereof~~, *of the board*, in the same manner as ~~any a~~ court  
6 in this state. Whenever the testimony of ~~any a~~ witness upon ~~any~~  
7 a matter pending before it is material, the president shall cause the  
8 attendance of the ~~witnesses~~ *witness* before the board, or a member  
9 of the board, to testify concerning the matter, and the board may  
10 make a reasonable allowance for this purpose not exceeding the  
11 ~~fees of witnesses~~ *fees of a witness* in ~~civil cases~~ *a civil case*. The  
12 allowance shall be paid for out of the appropriation for the expense  
13 of the board, but ~~in no instance shall~~ an allowance *shall not* be  
14 made in favor of a witness who appears in behalf of a claimant.  
15 ~~The provisions of this~~ *This* section shall not apply to proceedings  
16 conducted in accordance with Chapter 5 of Part 1 of Division 3 of  
17 Title 2 of the Government Code.